

**SUPREME COURT MINUTES  
WEDNESDAY, JULY 25, 2012  
SAN FRANCISCO, CALIFORNIA**

**S202921**      D057392 Fourth Appellate District, Div. 1      **PEOPLE v. LE (ERIC HUNG)**

Petition for review granted

The People's petition for review is granted.

Appellants' petitions for review are denied.

Votes: Cantil-Sakauye, C. J., Baxter, Werdegarr, Chin, and Corrigan, JJ.

**S202596**      D058217 Fourth Appellate District, Div. 1      **VERANO CONDOMINIUM  
HOMEOWNERS  
ASSOCIATION v. LA CIMA  
DEVELOPMENT LLC.**

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Pinnacle Museum Tower Association v. Pinnacle Market Development*, S186149 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

**S193030**      B232615 Second Appellate District, Div. 6      **DONAHUE (LAUREN  
DORETTA) v. S.C. (PEOPLE)**

Dismissed and remanded to Court of Appeal, Second Appellate District, Division Six

Review is dismissed in light of the decision in *Sharp v. Superior Court* (2012) 54 Cal.4th 168. (Cal. Rules of Court, rule 8.528(b).)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

**S134365**      **FAUBER (CURTIS LYNN) ON  
H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus, filed on June 1, 2005, is denied. Each claim is denied on the merits.

In addition, each claim is procedurally barred as untimely (*In re Robbins* (1998) 18 Cal.4th 770, 780) and successive (*In re Clark* (1993) 5 Cal.4th 750, 767-769), and Claims I and IV are barred

because petitioner failed to raise them at trial. (*In re Seaton, supra*, 34 Cal.4th at p. 201.) Justice Werdegarr would not apply the *Seaton* bar to these claims.

**S202652**      B228820 Second Appellate District, Div. 6  
Petition for review denied

**PEOPLE v. DOSS (MICHAEL)**

**S202670**      B233108 Second Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. DIAZ  
(FERNANDO)**

**S202679**      C069298 Third Appellate District  
Petition for review denied

**IN RE T.L.**

**S202691**      D058817 Fourth Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. SANCHEZ  
(ARTHUR)**

**S202699**      B231177 Second Appellate District, Div. 5  
Petition for review denied

**PEOPLE v. VILLEGAS  
(HECTOR)**

**S202701**      B230136 Second Appellate District, Div. 7  
  
Petition for review & publication request(s) denied  
Corrigan, J., was recused and did not participate.

**TOOL TOURING, INC. v.  
AMERICAN INSURANCE  
COMPANY**

**S202715**      C068878 Third Appellate District  
  
Petition for review denied

**WILLIAM L. LYON &  
ASSOCIATES, INC. v. S.C.  
(HENLEY)**

**S202734** E049597 Fourth Appellate District, Div. 2

Petition for review denied

**RIVAS (CINDY) v.  
ALTAWOOD, INC.**

**S202753** B232188 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. GUIAMELON  
(RITA)**

**S202782** H038057 Sixth Appellate District

Petition for review denied

**UNITED STATES  
SWIMMING, INC. v. S.C.  
(THOMPSON)**

**S202815** B232387 Second Appellate District, Div. 4

Petitions for review denied

**PEOPLE v. LARSEN (KEKAI)**

**S202885** A134775 First Appellate District, Div. 3

Petition for review denied

Kennard, J., would grant the petition for review and transfer the matter to the Court of Appeal for issuance of an opinion.

**ALL OF US OR NONE v.  
BOWEN (DEBRA)**

**S202886** C067056 Third Appellate District

Petition for review denied

**PEOPLE v. SIMPSON  
(WILLIE)**

**S202888** A130014 First Appellate District, Div. 4

Petition for review denied

**PEOPLE v. NICKELBERRY  
(MARCUS)**

**S202928** D058120 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. GONZALEZ  
(STEPHANO)**

**S202938**      B241100 Second Appellate District, Div. 7  
Petition for review denied

**JACKSON (ARTHUR DUANE)  
ON H.C.**

**S202942**      B232937 Second Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. NGUYEN (NINH  
KIM)**

**S202991**      D058488 Fourth Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. JOHNSON  
(DWAYNE)**

**S203047**      B233197 Second Appellate District, Div. 6  
Petition for review denied

**PEOPLE v. PORTIS, JR.,  
(DERRICK ANTOINE)**

**S203048**      B230712 Second Appellate District, Div. 5  
Petition for review denied

**PEOPLE v. JENKINS  
(QUAYSHAWN L.)**

**S203054**      B230574 Second Appellate District, Div. 4  
Petition for review denied

**PEOPLE v. VALENZUELA  
(JOSEPH MARCUS)**

**S203055**      B227728 Second Appellate District, Div. 7  
Petition for review denied

**PEOPLE v. STARKS  
(DERRICK)**

**S203060**      B228643 Second Appellate District, Div. 7  
Petition for review denied

**PEOPLE v. McCLELLAND  
(COREY)**

**S203064** F061735 Fifth Appellate District

Petition for review & publication request(s) denied

**GOLDEN EAGLE  
INSURANCE CORPORATION  
v. LEMOORE REAL ESTATE  
& PROPERTY  
MANAGEMENT, INC.**

**S203100** H038260 Sixth Appellate District

Petition for review denied

**ALVARADO (ANTONIO) ON  
H.C.**

**S203137** B230258 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. PERRY (LITTLE  
PHAROAH)**

**S203139** B241117 Second Appellate District, Div. 7  
Petition for review denied

**NICHOLS (JOSEPH) ON H.C.**

**S203149** E054279 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. FOSTER (REACE  
TESHAWN)**

**S203168** G044170 Fourth Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. SOTO (JESUS)**

**S203170** E053029 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. OLIVAREZ  
(RAFAEL MURRIETA)**

**S203197** B241259 Second Appellate District, Div. 1  
Petition for review denied

**INIGUEZ (SERGIO) ON H.C.**

**S203199** B241017 Second Appellate District, Div. 6

Petition for review denied

**VANN (DAMIAN ANGELO)  
ON H.C.**

**S203202** H038324 Sixth Appellate District

Petition for review denied

**WRIGHT, JR., (RICHARD EDWARD) ON H.C.**

**S203204** B229330 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GUERRERO (GABRIEL)**

**S203221** B235752 Second Appellate District, Div. 2

Petition for review denied

**LEE (IN HEE) v. WOOD (JUDITH L.)**

**S203228** H036746 Sixth Appellate District

Petition for review denied

**IN RE A.H.**

**S203235** G044889 Fourth Appellate District, Div. 3

Petition for review denied

**IN RE ALEXIS V.**

**S203246** B228559 Second Appellate District, Div. 1

Petition for review denied

**PEOPLE v. VELEZ (GUILLERMO ANTHONY)**

**S203256** B241465 Second Appellate District, Div. 8

Petition for review denied

**KIMMICK (PETER THOMAS) ON H.C.**

**S203272** A131645 First Appellate District, Div. 2

Petition for review denied

**IN RE J.S.**

**S203273** E056305 Fourth Appellate District, Div. 2

Petition for review denied

**THOMPSON (ELTON DEON) ON H.C.**

**S203275**      B241134 Second Appellate District, Div. 3  
Petition for review denied

**McVAY (DeANGELO) ON  
H.C.**

**S203279**      F062369 Fifth Appellate District  
Petition for review denied

**PEOPLE v. AGUIRRE (JAIME  
VIDAL)**

**S203283**      B236949 Second Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. PEREZ (JOSE  
ANTONIO)**

**S203286**      B236064 Second Appellate District, Div. 6  
Petition for review denied

**PEOPLE v. PRESSLEY  
(JAMES)**

**S203287**      C071050 Third Appellate District  
Petition for review denied

**ALLAMANO (BERNARD L.)  
v. S.C. (AFSHAR)**

**S203291**      C068444 Third Appellate District  
Petition for review denied

**PEOPLE v. BALLARD  
(MATTHEW SEAN)**

**S203308**      F062076 Fifth Appellate District  
Petition for review denied

**PEOPLE v. JOHNSON  
(MILISSA)**

**S203336**      F060873 Fifth Appellate District  
Petition for review denied

**PYLE (EDWIN L.) v. MOLES  
(ERMEL RAY)**

**S203340**      D059015 Fourth Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. LEWIS (JERRETT  
MARTELL)**

**S203355** B234699 Second Appellate District, Div. 8  
Petition for review denied

**PEOPLE v. ARCEO (JESSE)**

**S203357** A129683 First Appellate District, Div. 5  
Petition for review denied

**PEOPLE v. DUARTE  
(HECTOR H.)**

**S203363** F061299 Fifth Appellate District  
Petition for review denied

**PEOPLE v. ARVIZO (LUIS)**

**S203365** F061363 Fifth Appellate District  
Petition for review denied

**PEOPLE v. DEWS (ARCHIE  
ANTHONY)**

**S203366** E052276 Fourth Appellate District, Div. 2  
Petition for review denied

**PEOPLE v. SCOTT  
(JAVANTE MARQUIS)**

**S203370** B231564 Second Appellate District, Div. 5  
Petition for review denied

**PEOPLE v. BATTLE (DAVID  
LEE)**

**S203371** C071002 Third Appellate District  
Petition for review denied

**WILD GOOSE STORAGE  
LLC. v. S.C. (WILD GOOSE  
CLUB, INC.)**

**S203372** E054597 Fourth Appellate District, Div. 2  
Petition for review denied

**IN RE M.W.**

**S203373** H036517 Sixth Appellate District  
Petition for review denied

**PEOPLE v. THOMAS (FRANK  
HILL)**



**S203374** B241477 Second Appellate District, Div. 1

Petition for review denied

**ZAGA (YOSSI) v. S.C. (PLAZA  
52 LLC.)**

**S203382**

Petition for review denied

**REMMERT (SHIRLEY V.) v.  
STATE OF CALIFORNIA**

**S203395** B231902/B231925 Second Appellate District, Div. 5 **WARREN (BEVERLY) v.**

Petition for review denied

**CITY OF COMPTON**

**S203400**

Petition for review denied

**REMMERT (SHIRLEY V.) v.  
STATE OF CALIFORNIA**

**S203410** B233450 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. RODRIGUEZ  
(JOSE ENRIQUE)**

**S203412** C067726 Third Appellate District

Petition for review denied

**PEOPLE v. DUPREE  
(LEIGHTON JAMES)**

**S203413** B231085 Second Appellate District, Div. 6

Petition for review denied

**PEOPLE v. CARRILLO  
(JUAN)**

**S203416** A133482 First Appellate District, Div. 5

Petition for review denied

**FRONCILLO (VITTORIO) v.  
CONTEMPORARY  
SERVICES CORPORATION**

**S203417** E052539 Fourth Appellate District, Div. 2  
Petition for review denied

**PEOPLE v. CAMPOS  
(ANDRES)**

**S203424** F061674 Fifth Appellate District  
Petition for review denied

**PEOPLE v. WASHINGTON  
(CURTIS LEE)**

**S203426** A135351 First Appellate District, Div. 5  
Petition for review denied

**BELMUDES (DANIEL  
MANUEL) ON H.C.**

**S203441** E053241 Fourth Appellate District, Div. 2  
Petition for review denied

**PEOPLE v. McCALEB  
(MORGAN JERREAL)**

**S203456** F064962 Fifth Appellate District  
Petition for review denied

**LOPEZ (MARIA) v. S.C.  
(DERREL'S MINI STORAGE)**

**S203466** H037132 Sixth Appellate District  
Petition for review denied

**PEOPLE v. OROZCO  
(ANTHONY THOMAS)**

**S203468** F062668 Fifth Appellate District  
Petition for review denied

**PEOPLE v. LAVIS  
(ANTHONY MICHAEL)**

**S203469** B231743 Second Appellate District, Div. 6  
Petition for review denied

**PEOPLE v. LATANZIO  
(PAUL DANIEL)**

**S203474** H037097 Sixth Appellate District  
Petition for review denied

**IN RE G.T.**

**S203475** C064815 Third Appellate District

Petition for review denied

**COLLINS (AUGUSTUS) &  
FLOWERS (ELIJAH),  
ESTATES OF**

**S203476** B233613 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. YOUSEF (AHMAD  
MUSTAFA)**

**S203480** B233915 Second Appellate District, Div. 5

Petition for review denied

Baxter, J., is of the opinion the petition should be granted.

**HARRIS (KAMALA D.) v.  
SUNSET CAR WASH LLC.**

**S203481** E052986 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. CUBIAS (ERICK  
FRANCISCO)**

**S203489** D059664 Fourth Appellate District, Div. 1  
Petition for review denied

**IN RE A.D.**

**S203513** C067206 Third Appellate District

Petition for review denied

**PEOPLE v. JAMES (LOREN  
CURTIS)**

**S204190** E056623 Fourth Appellate District, Div. 2

Petition for review & application for stay denied

**DERRITT (DeANDRE) v. S.C.  
(PEOPLE)**

**S196807**

Petition for writ of habeas corpus denied

**ZAMORANO (LARUE) ON  
H.C.**

**S197383****CLEVINGER (DONALD) ON  
H.C.**

Petition for writ of habeas corpus denied

**S197414****BAJEK, JR., (EMIL) ON H.C.**

Petition for writ of habeas corpus denied

**S197940****POGOSYAN (ARMEN) ON  
H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S199248****HOOVER (WILLIAM DON)  
ON H.C.**

Petition for writ of habeas corpus denied

**S200104****FLORES (ISSAC) ON H.C.**

Petition for writ of habeas corpus denied

**S200418****GUY (RENE) ON H.C.**

Petition for writ of habeas corpus denied

**S200422****HENRY (ROBERT) ON H.C.**

Petition for writ of habeas corpus denied

**S200434****BRADFORD, JR., (RICHARD  
O'NEIL) ON H.C.**

Petition for writ of habeas corpus denied

**S200560****BLANKS (CHRISTOPHER F.)  
ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S200681****KERSHAW (MICHAEL  
UPTON) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S200690****SPENCER (RYAN JAMAL)  
ON H.C.**

Petition for writ of habeas corpus denied

**S201360****RETANO (JASON JEFFREY)  
ON H.C.**

Petition for writ of habeas corpus denied

**S201368****CHEA (SOKMORN) ON H.C.**

Petition for writ of habeas corpus denied

**S201371****JAMES (VERNON) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798.)

**S201378****DUMAS (DAVID R.) ON H.C.**

Petition for writ of habeas corpus denied

**S201380****JOHNSON (KENNETH LEE)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S201385****MOORE (EUGENE EDWARD)  
ON H.C.**

Petition for writ of habeas corpus denied

**S201680****AGUILAR (OSCAR RIOS) ON  
H.C.**

Petition for writ of habeas corpus denied

**S202011****JACKSON (EUDALE) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S202012****COOK (DAMON B.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S202053****MULLEN (MATTHEW) ON  
H.C.**

Petition for writ of habeas corpus denied

**S202078****BELL, JR., (TERRY LEE) ON  
H.C.**

Petition for writ of habeas corpus denied

**S202081****CALLES (ANTONIO A.) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S202089****SATCHELL (PERRY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S202143****RUGGLES (JOHN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S202152****CULLENS (BRIAN GARY) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S202157****DELGADO (ALEZANDER)  
ON H.C.**

Petition for writ of habeas corpus denied

**S202177****EDMUND (ANDRE M.) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S202192****JACKSON (STEPHEN) ON  
H.C.**

Petition for writ of habeas corpus denied

**S202200****LOPEZ (WILLIAM) ON H.C.**

Petition for writ of habeas corpus denied

**S202217****PALMER, JR., (WILLIAM  
RAY) ON H.C.**

Petition for writ of habeas corpus denied

**S202261****ARREDONDO (RAFAEL) ON  
H.C.**

Petition for writ of habeas corpus denied

**S202262****BROWN (CHARLES LLOYD)  
ON H.C.**

Petition for writ of habeas corpus denied

**S202345****NIGRO (PASQUALE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798.)

**S202349****BETTENCOURT (ROGER)  
ON H.C.**

Petition for writ of habeas corpus denied

**S202353****LOGAN (JEFFREY LARUE)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798.)

**S202384****SENGSAVANG (BOUALAY)  
ON H.C.**

Petition for writ of habeas corpus denied

**S202399****GARNER (ARTHUR) ON H.C.**

Petition for writ of habeas corpus denied

**S202402****CHRUNIAK (CHARLES  
DANNY) ON H.C.**

Petition for writ of habeas corpus denied

**S202411****MADRY (PAUL LORENZO)  
ON H.C.**

Petition for writ of habeas corpus denied

**S202412****HAMPTON (RAYMOND  
EARL) ON H.C.**

Petition for writ of habeas corpus denied

**S202423****MASON (JOEY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S202424****HARRISON (BRYANT) ON  
H.C.**

Petition for writ of habeas corpus denied

**S202430****POSTER (GREGORY) ON  
H.C.**

Petition for writ of habeas corpus denied



**S202435****CARTWRIGHT, JR.,  
(HENRY) ON H.C.**

Petition for writ of habeas corpus denied

**S202439****SOTO (WILLIAM) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735.)

**S202441****HARRISON (CORNELL) ON  
H.C.**

Petition for writ of habeas corpus denied

**S202443****GRANDISON (SHRERON) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S202470****GARCIA (JOSE MARIO) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

**S202775****TAPLIN (LIONEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S203217****GONZALES (ART) ON H.C.**

Petition for writ of habeas corpus denied

**S203240****NICKELBERRY (MARCUS  
A.) ON H.C.**

Petition for writ of habeas corpus denied

**S203351**

Petition for writ of habeas corpus denied

**DUMAS (DAVID R.) ON H.C.****S203375**

Petition for writ of habeas corpus denied

**ERAZO (SERGIO) ON H.C.****S203389**The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)**MAGEE (RUCHELL  
CINQUE) ON H.C.****S203507**

Petition for writ of habeas corpus denied

**BARRAZA (STEVE J.) ON  
H.C.****S203587**

Petition for writ of habeas corpus denied

**SNELL (EDWIN THOMAS)  
ON H.C.****S203595**The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063; *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246.)**MATA-AGUILAR (JUAN  
ENRIQUE) ON H.C.****S203831**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)**LIVINGSTON (ARNOLD R.)  
ON H.C.****S203879**

Petition for writ of habeas corpus denied

**LOWTHER (ERIC) ON H.C.****S204184**

Petition for writ of habeas corpus &amp; application for stay denied

**McCOLM (PATRICIA A.) ON  
H.C.**

**S054489****PEOPLE v. DOOLIN (KEITH ZON)**

Withdrawal of counsel allowed by order

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for condemned inmate Keith Zon Doolin, filed July 11, 2012, is granted.

The order appointing Robert Derham as appellate and habeas corpus/executive clemency counsel of record for condemned inmate Keith Zon Doolin, filed December 21, 2000, is hereby vacated.

Michael R. Levine and Patience Milrod are hereby appointed as lead and associate counsel of record, respectively, for condemned inmate Keith Zon Doolin. Counsel are appointed for purposes of all postconviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

This order is effective as of July 25, 2012.

**S172750****PEOPLE v. KENNEDY (JOHN FITZGERALD)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Christian C. Buckley is hereby appointed to represent appellant John Fitzgerald Kennedy for the direct appeal in the above automatic appeal now pending in this court.

**S130495****MASTERS (JARVIS J.) ON H.C.**

Motion for access to sealed record granted

Petitioner's "Application for Order Authorizing Reference Hearing Counsel to View Reference Hearing Exhibits, Including Sealed Respondent's Exhibit M," filed on May 22, 2012, is granted.

Counsel for petitioner is permitted to inspect the reference hearing exhibits, including Respondent's Exhibit M. Counsel is not permitted to make any copy, by any means, of any exhibit.

Petitioner also requests permission for his counsel and counsel's agents to review the exhibits in petitioner's trial, Marin County Superior Court case number 10467. Because the original trial exhibits have not been transmitted to this court (see Cal. Rules of Court, rules 8.634(a), 8.224), the request is properly made to the superior court in the first instance.

It appears the parties have disclosed in publicly filed documents material contained in sealed records, in particular, Petitioner's Exhibit 54 and Respondent's Exhibit M, in apparent violation of rule 8.46(g) of the California Rules of Court and the referee's sealing and protective orders of May 1, 2009, January 6, 2011, January 20, 2011, and January 21, 2011. Accordingly, the parties are ordered to inform the court why the following documents should not be stricken from the record:

- (1) Petitioner's "Brief on the Merits and Exceptions to the Referee's Report," filed on March 16, 2012;

- (2) Petitioner's "Reply to Respondent's Exceptions to the Referee's Report and Brief on the Merits," filed on May 3, 2012;
- (3) Respondent's "Brief in Response to Petitioner's Brief on the Merits and Exceptions to the Referee's Report," filed on April 30, 2012; and
- (4) Respondent's "Response to Petitioner's Application for Order Authorizing Viewing of Exhibits," filed on May 24, 2012.

The parties are directed to file, no later than August 9, 2012, either (1) letter briefs explaining why the disclosures in these documents do not violate the Rules of Court and the referee's orders, or (2) motions to withdraw these documents. The Clerk is directed to serve copies of this order on legal counsel for the California Department of Corrections and Rehabilitation and the San Francisco Police Department, and on the referee, who may also file letter briefs addressing the parties' disclosures no later than August 9, 2012. Any response to a letter brief must be filed no later than August 20, 2012.

The Clerk is directed to seal temporarily, pending further order of the court, documents (1) - (4) listed above, with the provision that the legal representatives of the California Department of Corrections and Rehabilitation are permitted to inspect those portions of the documents disclosing information from Petitioner's Exhibit 54, and the legal representatives of the San Francisco Police Department are permitted to inspect those portions of the documents disclosing information from Respondent's Exhibit M.

**S130495****MASTERS (JARVIS J.) ON  
H.C.**

Motion denied

Petitioner's "Motion to Strike Attachments 'A' and 'B' to Respondent's Exceptions to Referee's Report and Brief on the Merits," filed on May 3, 2012, is denied.

**S150509****PEOPLE v. PINEDA  
(SANTIAGO)**

Motion denied

Appellant's "Motion to Preserve Records, Evidence, Exhibits, Files and Other Items Related to Automatic Appeal," filed on June 28, 2012, is denied.

**S200282****TRAN (MICHAEL) ON H.C.**

Motion to file document under seal granted

Petitioner's Motion to File Petition for Writ of Habeas Corpus Under Seal, filed on June 18, 2012, is granted. (Cal. Rules of Court, rule 8.46.) As to the habeas petition and all papers associated with the petition, the court makes the findings required by California Rules of Court, rules 2.550, subdivision (d) and 8.46, subdivision (e). The clerk of this court is directed to file the habeas petition and all papers associated with the petition under seal.

**S203218**

Petition denied

(accusation)

**ACCUSATION OF  
CALLOWAY**

**S203399**

Petition denied

(accusation)

**ACCUSATION OF SUMNER**

